

Amendment No. 1 to SB3771

McNally  
Signature of Sponsor

AMEND Senate Bill No. 3771

House Bill No. 3839\*

**ADMINISTRATION AMENDMENT TO BUDGET RECONCILIATION BILL**

by deleting all language after the enacting clause and substituting the following:

**JUVENILE COURT SUPPLEMENT**

SECTION 1. Tennessee Code Annotated, Section 37-1-161(a), is amended by deleting paragraph (a) in its entirety and inserting in lieu thereof the following:

(a) There is hereby established a reimbursement account, which shall be comprised of such amount of federal funds as are set aside by the commission on children and youth from the state's allocation under the Juvenile Justice and Delinquency Prevention Act formula grant funds and of state funds, if funds for such purpose are appropriated in the general appropriations act. The reimbursement account shall be used to provide financial assistance to counties for removing children from adult jails.

SECTION 2. Tennessee Code Annotated, Section 37-1-162, is amended by deleting it in its entirety and substituting in lieu thereof the following:

(a) A supplement shall be provided by the state each year to counties for the improvement of juvenile court services. Such supplements shall be administered by the department of children's services and distributed by the department to participating counties. Where more than one (1) court exercises juvenile court jurisdiction within a single county, each court shall receive an equitable share of the county's allocation, as determined by percentage of juvenile court intakes or some other appropriate measure. Each court accepting such funds shall employ a youth services officer to be appointed and supervised by the court.

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(b) The department shall establish policies regarding application and reporting procedures, adequate minimum educational requirements for youth services officers, and permissible uses of funds received under this section, including, but not limited to, requirements that such funds shall not be used to supplant funds formerly used by counties for juvenile court services, to pay salaries or personal expenses of juvenile court judges, or to construct or remodel jails or other facilities used for the detention or housing of adults alleged to have committed or been convicted of criminal offenses.

**DENTIST AT TAFT YOUTH CENTER AND OTHER INSTITUTIONS**

SECTION 3. Tennessee Code Annotated, Section 4-6-110, is amended by:

(a) deleting the following language:

mental health facilities, the James M. Taft Youth Center, the Spencer Youth Center, the Tennessee Vocational School for Girls, the state penitentiary, and the Brushy Mountain state penitentiary and by substituting instead the language "state prisons";

(b) deleting the language "patients or"; and

(c) adding the following sentence at the end of the section:

Such appointment may be by employment in the department or by contract for services.

**STATE SALES TAX APPORTIONMENT – INCREASE TO CITIES FUND**

SECTION 4. Tennessee Code Annotated, Section 67-6-103(a)(1), is amended by deleting the language "Twenty-nine and two hundred forty-six ten-thousandths

percent (29.0246%)” and by substituting instead the language “Twenty-nine and one hundred forty-one ten-thousandths percent (29.0141%)”.

SECTION 5. Tennessee Code Annotated, Section 67-6-103(a)(3), is amended by deleting the language “Four and five thousand nine hundred twenty-five ten-thousandths percent (4.5925%)” each place that it appears and by substituting instead the language “Four and six thousand thirty ten-thousandths percent (4.6030%)” in each place.

#### **CAPITAL BUDGET – BUDGET AND APPROPRIATIONS BILL**

SECTION 6. Tennessee Code Annotated, Section 9-4-5106, is amended by inserting the following as a new paragraph (b):

(b) The capital budget, to be included in part 3 of the budget document, shall contain funding for all capital outlay. Funding for all capital improvement projects of whatever amount and funding for each capital maintenance project of one million dollars (\$1,000,000) or more shall be specified by project, by affected spending agency, and by funding sources, including state current funds, bonds, and other revenue. Funding for each capital maintenance project of less than one million dollars (\$1,000,000) shall be specified in such detail in the budget document as the Governor shall determine.

SECTION 7. Tennessee Code Annotated, Section 9-4-5108, is amended by deleting paragraph (b) in its entirety and inserting the following new paragraph (b):

(b) Appropriations for capital improvement and capital maintenance projects shall be specified by state agency in lump sums consistent with capital improvement and maintenance projects detailed in the budget document.

#### **EFFECTIVE DATE OF JULY 1, 2012**

SECTION 8. This act shall take effect on July 1, 2012, the public welfare requiring it.

AND FURTHER AMEND by requesting that the engrossing clerk:

(1) delete the bold underlined explanatory headings in this amendment;

(2) and exclude this paragraph from the engrossed bill.